


JAN 17 2017

MEMORANDUM No. 224

TO: All Contracting Agencies of the Federal Government and the District of Columbia

FROM: Dr. David Weil 
Administrator, Wage and Hour Division

SUBJECT: Report of Proposed Construction Programs

The Department of Labor's Davis-Bacon Act regulations require agencies, at the beginning of each fiscal year and to the extent practicable, to provide the Administrator of the Wage and Hour Division (WHD) with information regarding their proposed construction programs for the coming year. WHD has received fewer and fewer of these reports in the past years, and the purpose of this Memorandum is to remind agencies of this requirement.

The relevant regulation, 29 C.F.R. 1.4, provides:

To the extent practicable, at the beginning of each fiscal year each agency using wage determinations under [the Davis-Bacon Act or its related acts] will furnish the Administrator with a general outline of its proposed construction programs for the coming year indicating the estimated number of projects for which wage determinations will be required, the anticipated types of construction, and the locations of construction. During the fiscal year, each agency will notify the Administrator of any significant changes in its proposed construction programs . . .

In 1985, WHD issued All Agency Memorandum 144 to provide agencies with more information regarding this requirement, including a recommended format for agencies to submit their reports. That Memorandum provides that agencies should submit their reports by April 10 for an upcoming fiscal year. Agencies should submit their reports for this fiscal year as soon as possible.

Agencies' reports of upcoming or planned construction activity support WHD's Davis- Bacon wage survey program. The reports provide WHD with important information that may guide its decisions regarding when to survey wages in a particular locality and where or when to survey wages in particular types of construction. Assisting WHD in developing a planned approach to scheduling wage surveys should result in more up-to-date and accurate wage determinations.

In addition, WHD is publishing each year a wage survey plan for the upcoming fiscal year and an accompanying proposal of surveys for the subsequent year. WHD has received positive feedback on its multi-year planning efforts, as stakeholders have found that transparent, multi-year planning allows contractors and other stakeholders sufficient time to prepare to participate

in the survey process. The reports from agencies required by 29 C.F.R. 1.4 assist WHD in its multi-year planning efforts. In order to continue to plan in such a fashion and to support increased survey accuracy through increased participation, WHD requests that agencies include in their reports proposed construction programs for an additional two fiscal years beyond the upcoming year. This additional information will help to ensure that WHD is planning to survey in areas where updated wage rates are most needed.

WHD further requests that each agency provide the name, telephone number, and email address for the official who will be responsible for coordinating the submission of its report. Agencies also should include in their reports any comments or concerns that they have regarding any current wage determination.

To assist agencies in providing this information and to foster consistency in the reporting format, a template has been provided (<https://www.dol.gov/whd/programs/dbra/AMM-form/index.htm>). Agencies should send the required information regarding upcoming or planned construction activities and the additional requested information electronically to the following email address:

Email to: DavisBaconFedPlan@dol.gov
Subject: Wage and Hour Survey Data Compliance

Agencies should direct any questions to Michael Lazzeri, Assistant Administrator for Government Contracts, at Lazzeri.Michael@dol.gov.